



09-09-05

IFW
1615

PATENTS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of O'Brien et al.) Examiner: Gollamudi S. Kishore, Ph.D.
)
For: RADIATION SENSITIVE LIPOSOMES) Group Art Unit: 1615
)
Serial No.: 09/728,716) Confirmation Number: 4843
)
Filed: November 30, 2000) Attorney Docket No. 15907-0022
)
) Customer No. 25213
)

EXPRESS MAIL NO.: EV 582 625 905 US
DATE MAILED: September 7, 2005

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §1.97

MAIL STOP:

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Listed below or on an attached Form PTO-1449 is information known to applicant(s). A copy is provided of each foreign patent, each publication other than U.S. patents and U.S. patent application publications, and each cited pending unpublished U.S. application along with a concise explanation of information in a foreign language pursuant to 37 C.F.R. §§1.97-1.98.

Applicants respectfully request that the listed information be considered by the Examiner and be made of record in the above-identified application. If form PTO-1449 is enclosed, the Examiner is requested to initial and return it in accordance with MPEP §609.

This statement is not intended to represent that a search has been made or that the information cited in the statement is, or is considered to be, material to patentability as defined in §1.56.

- ☒ This statement qualifies under 37 C.F.R. §1.97, subsection (b) because (check all that apply):
- ☐ (1) It is being filed within 3 months of the application filing date and is other than a continued prosecution application under § 1.53(d)
-- OR --
- ☐ (2) It is being filed within 3 months of entry of a national stage
-- OR --
- ☐ (3) It is being filed before the mail date of the first Office Action on the merits
-- OR --
- ☒ (4) It is being filed before the mailing of a first Office Action after the filing of a request for continued examination under § 1.114.
- ☐ 37 C.F.R. §1.97(c). If this statement is being filed after the latest of: (1) three months beyond the filing date of a national application; (2) three months beyond the date of entry of the national stage as set forth in §1.491 in an international application; or (3) the mailing date of a first Office action on the merits, but before the mailing date of the earlier of a final office action under §1.113 or a notice of allowance under §1.311, then:
- ☐ a certification as specified in §1.97(e) is provided below; or
- ☐ a fee of \$180.00 as set forth in §1.17(p) is authorized below, enclosed, or included with the payment of other papers filed together with this statement.
- ☐ 37 C.F.R. §1.97(d). If this statement is being filed after the mailing date of the earlier of a final office action under §1.113 or a notice of allowance under §1.311, but before payment of the issue fee, then:
- A. a certification as specified in §1.97(e) is completed below; and
- B. a petition under 37 C.F.R. §1.97(d) requesting consideration of this statement is submitted herewith; and
- C. a fee of \$130.00 as set forth in §1.17(i)(1) is authorized below, enclosed, or included with the payment of other papers filed together with this statement.
- ☒ *Fee Authorization.* The Commissioner is hereby authorized to charge the above-referenced fees (if any) and charge any additional fees or credit any overpayment associated with this communication to Deposit Account No. 08-1641 (Docket No. 15907-0022).

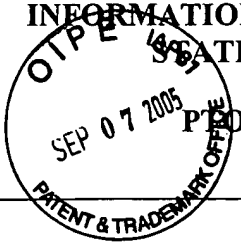
Respectfully submitted,

HELLER EHRMAN LLP

By: Leslie Mooi
Leslie A. Mooi, Reg. No. 37,047

Dated: September 7, 2005

Customer No. 25213
275 Middlefield Road
Menlo Park, CA 94025-3506
(650) 324-7000

INFORMATION DISCLOSURE STATEMENT 			ATTY. DOCKET NO.		SERIAL NO.		
			15907-0022		09/728,716		
			APPLICANT O'Brien				
			FILING DATE 11/30/2000		GROUP: 1615		
U.S. PATENT DOCUMENTS							
EXAMINER'S INITIALS	PATENT NO.	DATE	NAME	CLASS	SUBCLASS	FILING DATE	
FOREIGN PATENT DOCUMENTS							
EXAMINER'S INITIALS	PATENT NO.	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
						YES	NO
						<input type="checkbox"/>	<input type="checkbox"/>
OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)							
	Spratt, Tony <i>et al.</i> , "Rapid Release of Liposomal Contents upon Photoinitiated Destablization with UV Exposure," <i>Biochimica et Biophysica Acta</i> , 1611: 35-43 (2003).						
EXAMINER			DATE CONSIDERED				

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.